

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**QUINCY K. BERRY,**  
**Plaintiff,**

**v.**

**R. SELLERS, *et al.*,**  
**Defendants.**

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**CIVIL ACTION NO. 23-CV-107-RBS**

**ORDER**

**AND NOW**, this 29th day of June, 2023, upon consideration of Plaintiff Quincy K. Berry's Second Amended Complaint (ECF No. 12), it is **ORDERED** that:

1. The Second Amended Complaint is **DISMISSED WITH PREJUDICE** pursuant to 28 U.S.C. § 1915(e)(2)(B)(ii) for the reasons stated in the Court's Memorandum.
2. The Clerk of Court shall mark this case **CLOSED**.

**BY THE COURT:**

/s/ R. Barclay Surrick

**R. BARCLAY SURRICK, J.**